GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Chittoor District – Withdrawal of prosecution against the accused Sri S.K.Raja, in SC No.36/2002 in the Hon'ble Court of II Assistant Additional Sessions Judge Court, Nellore – Orders – Issued.

HOME (LEGAL-II) DEPARTMENT

G.O.RT.No. 35 **Dated: 20-01-2016**
Read the following:

1. From the Collector & District Magistrate, Chittoor, Lr.No.C2/15686/2010, dt.02-02-2011.
2. G.O.Rt.No.1134, Home (Legal-II) Department, dt.15.10.2014.
3. From the Superintendent of Police, Railway Police District, Guntakal, Lr.No.95/RCRB-GTL/2015, dated.02.09.2015.

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ORDER:

In the reference first read above, the Collector has among the other things recommended for withdrawal of prosecution aganist the accused Sri S.K. Raja S/o Mansoor, involved in Crime No.33/1999, under sections 328 & 379 of the Indian Peneal Code, 1860 of Tirupathi Railway Police Station pending before the Assistant Additional Sessions Judge Court, Nellore vide S.C.No.36/2002.

2. Accordingly, in the reference second read above, the Government have issued orders directing the Collector & District Magistrate, Chittoor District, to instruct the Assistant Public Prosecutor concerned for withdrawal of prosecution against accused Sri S.K.Raja, S/o. Mansoor, involved in Crime No.92/2000, under sections 328 & 379 of IPC 1860 of Renigunta Railway Police Station, pending before Assistant Additional Sessions Judge Court, Nellore, vide SC.No.36/2002 under intimation to the Government;

3. The Superintendent of Police, Guntakal, in his letter third read among other things as follows:

> " In this connection withdrawal orders received, in which Cr.No.33/1999 under section 328 & 379 IPC of Tirupati RPS, vide S.C.No.36/2002 was only mentioned instead of Cr.Nos.33/1999 under section 328 & 379 IPC vide PRC No.06/2001 in the Hon'ble Court of Special Judicial Magistrate of first Class for Railways, Nellore and SC.No.36/2002 the Hon'ble Court of II Assistant Additional Sessions Judge Court, Nellore, but PRC No.06/2001 the Hon'ble Court of Special Judicial Magistrate of First Class for Railways, Nellore of Tirupati RPS was not mentioned in the withdrawal orders vide above reference No.2. on enquiry the concerned authorities of department instructed to get a letter from the Unit Officer with mentioning Cr.No.33/1999 u/s 328 & 379 IPC vide PRC No.06/2001 in the Hon'ble Court of Special Judicial Magistrate of First Class for railways and S.C.No.36/2002 the Hon'ble Court of II Assistant Addl. Sessions Judge Court, Nellore."

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4. In the circumstances reported by the Superintendent of Police Railways in the reference second read above and in supersession of the orders issued in the G.O. second read above, Government after careful examination of the matter, hereby, decide to direct the Collector and District Magistrate, Chittoor District to instruct the Assistant Public Prosecutor concerned for withdrawal of the prosecution against the accused Sri S.K. Raja S/o Mansoor, involved in S.C.No.36/2002 in the Hon'ble Court of II Assistant Additional Sessions Judge Court, Nellore and intimate to the Government.

5. The Director General of Police, Andhra Pradesh shall take further action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Dr. MANMOHAN SINGH
PRINCIPAL SECRETARY TO GOVERNMENT (FAC)

To
The Collector & District Magistrate, Chittoor.
The Director General of Police, Andhra Pradesh, Hyderabad.
The Superintendent of Police, Chittoor.
The Assistant Public Prosecutor concerned (through the Collector concerned).
The Law (C) Department.
Copy to: SC/SF.

//FORWARDED::BY ORDER//

SECTION OFFICER